

be used in carrying out this section, consisting of such amounts as are appropriated to the Fund under subsection (i).

(2) EXPENDITURES FROM FUND.—

(A) IN GENERAL.—Subject to subparagraph (B), upon request by the Secretary, the Secretary of the Treasury shall transfer from the Fund to the Secretary such amounts as the Secretary determines are necessary to make grants under this section and transfers under section 5.

(B) ADMINISTRATIVE EXPENSES.—An amount not exceeding 1 percent of the amounts in the Fund shall be available for each fiscal year to pay the administrative expenses necessary to carry out this section.

(h) APPLICABILITY OF TITLE 23.—Title 23, United States Code, shall apply to grants made under this section.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Fund to carry out this section and section 5 \$125,000,000 for each of fiscal years 1998 through 2001. The appropriated amounts shall remain available for obligation until the end of the third fiscal year following the fiscal year for which the amounts are appropriated.

**SEC. 5. CONSTRUCTION OF TRANSPORTATION INFRASTRUCTURE FOR LAW ENFORCEMENT PURPOSES.**

At the request of the Attorney General, the Secretary may transfer, during the period consisting of fiscal years 1998 through 2001, up to \$10,000,000 of the amounts from the Fund to the Attorney General for the construction of transportation infrastructure necessary for law enforcement in border States.

**SEC. 6. BORDER INFRASTRUCTURE INNOVATIVE FINANCING.**

(a) PURPOSES.—The purposes of this section are—

(1) to encourage the establishment and operation of State infrastructure banks in accordance with section 350 of the National Highway System Designation Act of 1995 (109 Stat. 618; 23 U.S.C. 101 note); and

(2) to advance transportation infrastructure projects supporting international trade and commerce.

(b) FEDERAL LINE OF CREDIT.—Section 350 of the National Highway System Designation Act of 1995 (109 Stat. 618; 23 U.S.C. 101 note) is amended—

(1) by redesignating subsection (1) as subsection (m); and

(2) by inserting after subsection (k) the following:

“(1) FEDERAL LINE OF CREDIT.—

“(1) DEFINITIONS.—In this subsection, the terms ‘border region’ and ‘border State’ have the meanings given the terms in section 3 of the Border Infrastructure Safety and Congestion Relief Act of 1997.

“(2) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated from the general fund of the Treasury \$100,000,000 to be used by the Secretary to make lines of credit available to—

“(A) border States that have established infrastructure banks under this section; and

“(B) the State of New Mexico which has established a border authority that has bonding capacity.

“(3) AMOUNT.—The line of credit available to each participating border State shall be equal to the product of—

“(A) the amount appropriated under paragraph (2); and

“(B) the quotient obtained by dividing—

“(i) the contributions of the State to the Highway Trust Fund during the latest fiscal year for which data are available; by

“(ii) the total contributions of all participating border States to the Highway Trust Fund during that fiscal year.

“(4) USE OF LINE OF CREDIT.—The line of credit under this subsection shall be avail-

able to provide Federal support in accordance with this subsection to—

“(A) a State infrastructure bank engaged in providing credit enhancement to credit-worthy eligible public and private multimodal projects that support international trade and commerce in the border region; and

“(B) the New Mexico Border Authority; (each referred to in this subsection as a ‘border infrastructure bank’).

“(5) LIMITATIONS.—

“(A) IN GENERAL.—A line of credit under this subsection may be drawn on only—

“(i) with respect to a completed project described in paragraph (4) that is receiving credit enhancement through a border infrastructure bank;

“(ii) when the cash balance available in the border infrastructure bank is insufficient to pay a claim for payment relating to the project; and

“(iii) when all subsequent revenues of the project have been pledged to the border infrastructure bank.

“(B) THIRD PARTY CREDITOR RIGHTS.—No third party creditor of a public or private entity carrying out a project eligible for assistance from a border infrastructure bank shall have any right against the Federal Government with respect to a line of credit under this subsection, including any guarantee that the proceeds of a line of credit will be available for the payment of any particular cost of the public or private entity that may be financed under this subsection.

“(6) INTEREST RATE AND REPAYMENT PERIOD.—Any draw on a line of credit under this subsection shall—

“(A) accrue, beginning on the date the draw is made, interest at a rate equal to the current (as of the date the draw is made) market yield on outstanding, marketable obligations of the United States with maturities of 30 years; and

“(B) shall be repaid within a period of not more than 30 years.

“(7) RELATIONSHIP TO STATE APPORTIONMENT.—Funds made available to States to carry out this subsection shall be in addition to funds apportioned to States under section 104 of title 23, United States Code.”.

**SEC. 7. RAILROAD REHABILITATION AND IMPROVEMENT PROGRAM.**

(a) PURPOSE.—The purpose of this section is to provide assistance for freight rail projects in border States that benefit international trade and relieve highways of increased traffic resulting from NAFTA.

(b) ISSUANCE OF OBLIGATIONS.—The Secretary shall issue to the Secretary of the Treasury notes or other obligations pursuant to section 512 of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 832), in such amounts, and at such times, as may be necessary to—

(1) pay any amounts required pursuant to the guarantee of the principal amount of an obligation under section 511 of that Act (45 U.S.C. 831) for any eligible freight rail project described in subsection (c) during the period that the guaranteed obligation is outstanding; and

(2) during the period referred to in paragraph (1), meet the applicable requirements of this section and sections 511 and 513 of that Act (45 U.S.C. 832 and 833).

(c) ELIGIBILITY.—Assistance provided under this section shall be limited to those freight rail projects located in the United States that provide intermodal connections that enhance cross-border traffic in the border region.

(d) LIMITATION.—Notwithstanding any other provision of law, the aggregate unpaid principal amounts of obligations that may be guaranteed by the Secretary under this sec-

tion may not exceed \$100,000,000 during any of fiscal years 1998 through 2001.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to make loan guarantees under this section \$10,000,000 for each of fiscal years 1998 through 2001.

**SEC. 8. REPORT.**

(a) IN GENERAL.—The Secretary shall annually submit to Congress and the Governor of each border State a report concerning—

(1) the volume and nature of international commercial vehicle traffic crossing the border between the United States and Mexico; and

(2)(A) the number of international commercial vehicle inspections conducted by each border State at each United States port of entry; and

(B) the rate of out-of-service violations of international commercial vehicles found through the inspections.

(b) INFORMATION PROVIDED BY UNITED STATES CUSTOMS SERVICE.—For the purpose of preparing each report under subsection (a)(1), the Commissioner of Customs shall provide to the Secretary such information described in subsection (a)(1) as the Commissioner has available.

**SEC. 9. SENSE OF THE COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS.**

It is the sense of the Committee on Environment and Public Works of the Senate that the programs authorized under this Act should be fully financed in a budget neutral manner by offsetting receipts derived from customs duties and fees.●

**ADDITIONAL COSPONSORS**

S. 66

At the request of Mr. HATCH, the name of the Senator from Michigan [Mr. ABRAHAM] was added as a cosponsor of S. 66, a bill to amend the Internal Revenue Code of 1986 to encourage capital formation through reductions in taxes on capital gains, and for other purposes.

S. 194

At the request of Mr. CHAFEE, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 194, a bill to amend the Internal Revenue Code of 1986 to make permanent the section 170(e)(5) rules pertaining to gifts of publicly-traded stock to certain private foundations and for other purposes.

S. 197

At the request of Mr. ROTH, the names of the Senator from Virginia [Mr. WARNER] and the Senator from Alabama [Mr. SHELBY] were added as cosponsors of S. 197, a bill to amend the Internal Revenue Code of 1986 to encourage savings and investment through individual retirement accounts, and for other purposes.

S. 221

At the request of Mr. GREGG, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 221, a bill to amend the Social Security Act to require the Commissioner of Social Security to submit specific legislative recommendations to ensure the solvency of the social security trust funds.

S. 228

At the request of Mr. MCCAIN, the name of the Senator from Montana

[Mr. BURNS] was added as a cosponsor of S. 228, a bill to amend title 31, United States Code, to provide for continuing appropriations in the absence of regular appropriations.

S. 263

At the request of Mr. MCCONNELL, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 263, a bill to prohibit the import, export, sale, purchase, possession, transportation, acquisition, and receipt of bear viscera or products that contain or claim to contain bear viscera, and for other purposes.

S. 293

At the request of Mr. HATCH, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 293, a bill to amend the Internal Revenue Code of 1986 to make permanent the credit for clinical testing expenses for certain drugs for rare diseases or conditions.

S. 354

At the request of Mr. KENNEDY, the name of the Senator from New Hampshire [Mr. GREGG] was added as a cosponsor of S. 354, a bill to amend the Federal Property and Administrative Services Act of 1949 to prohibit executive agencies from awarding contracts that contain a provision allowing for the acquisition by the contractor, at Government expense, of certain equipment or facilities to carry out the contract if the principal purpose of such provision is to increase competition by establishing an alternative source of supply for property or services.

#### SENATE RESOLUTION 60

At the request of Ms. COLLINS, the names of the Senator from Idaho [Mr. CRAIG], the Senator from New Mexico [Mr. DOMENICI], the Senator from Arkansas [Mr. HUTCHINSON], the Senator from Montana [Mr. BURNS], the Senator from Florida [Mr. GRAHAM], the Senator from Ohio [Mr. DEWINE], the Senator from North Carolina [Mr. HELMS], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Virginia [Mr. WARNER], and the Senator from Nebraska [Mr. HAGEL] were added as cosponsors of Senate Resolution 60, a resolution to commend students who have participated in the William Randolph Hearst Foundation Senate Youth Program between 1962 and 1997.

#### AMENDMENTS SUBMITTED

#### U.S. TRADE REPRESENTATIVE JOINT RESOLUTION

#### HOLLINGS (AND HELMS) AMENDMENT NO. 19

Mr. HOLLINGS (for himself and Mr. HELMS) proposed an amendment to the joint resolution (S.J. Res. 5) waiving certain provisions of the Trade Act of 1974 relating to the appointment of the United States Trade Representative; as follows:

On page 2, after line 8 insert the following:  
**SEC. 2. CONGRESSIONAL APPROVAL OF CERTAIN  
TRADE AGREEMENTS REQUIRED.**

No international trade agreement which would in effect amend or repeal statutory law of the United States law may be implemented by or in the United States until the agreement is approved by the Congress.

#### NOTICES OF HEARINGS

##### COMMITTEE ON RULES AND ADMINISTRATION

Mr. WARNER. Mr. President, I wish to announce that the Committee on Rules and Administration will meet in SR-301, Russell Senate Office Building, on Thursday, March 6, 1997 at 2:15 p.m. to hold a hearing and markup on the Committee on Governmental Affairs request for additional funding.

For further information concerning this hearing, please contact Ed Edens of the committee staff on 224-6678.

##### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Senate Committee on Agriculture, Nutrition, and Forestry will hold a full committee hearing on Tuesday, March 11, 1997 at 9 a.m. in SR-328A. The purpose of the hearing will be to receive testimony regarding the agriculture research systems structure, funding mechanisms, coordination and priority setting, and accountability.

##### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Senate Committee on Agriculture, Nutrition, and Forestry will hold a full committee hearing on Thursday, March 13, 1997 at 9 a.m. in SR-328A. The purpose of the hearing will be to receive testimony regarding the agriculture research systems structure, funding mechanisms, coordination and priority setting, and accountability.

##### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Senate Committee on Agriculture, Nutrition, and Forestry will hold a full committee hearing on Tuesday, March 18, 1997 at 9 a.m. in SR-328A. The purpose of the hearing will be to receive testimony regarding the agriculture research systems structure, funding mechanisms, coordination and priority setting, and accountability.

##### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Senate Committee on Agriculture, Nutrition, and Forestry will hold a full committee hearing on Thursday, March 20, 1997 at 9 a.m. in SR-328A. The purpose of the hearing will be to receive testimony regarding the agriculture research systems structure, funding mechanisms, coordination and priority setting, and accountability.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON AGRICULTURE, NUTRITION AND FORESTRY

Mr. ROTH. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition, and Forestry be allowed to meet during the session of the Senate on Wednesday, March 5, 1997, at 9 a.m. in SR-328A to review the U.S. Department of Agriculture Business Plan and Reorganization Management.

The PRESIDING OFFICER. Without objection, it is so so ordered.

##### COMMITTEE ON FINANCE

Mr. ROTH. Mr. President, the Finance Committee requests unanimous consent to conduct a hearing on Wednesday, March 5, 1997, beginning at 10 a.m. in room 215 Dirksen.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. ROTH. Mr. President, I ask unanimous consent on behalf of the Governmental Affairs Committee to meet on Wednesday, March 5, at 10 a.m. for a hearing on high-risk issues.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON LABOR AND HUMAN RESOURCES

Mr. ROTH. Mr. President, I ask unanimous consent that the Committee on Labor and Human Resources be authorized to meet in executive session during the session of the Senate on Wednesday, March 5, 1997, at 9 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON RULES AND ADMINISTRATION

Mr. ROTH. Mr. President, I ask unanimous consent that the Committee on Rules and Administration be authorized to meet during the session of the Senate on Wednesday, March 5, 1997 beginning at 9:30 a.m. until business is completed, to hold a oversight hearing to review the budget and operations of the Secretary of the Senate, Sergeant at Arms, Architect of the Capitol, and the National Gallery of Art.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SUBCOMMITTEE ON AIRLAND FORCES

Mr. ROTH. Mr. President, I ask unanimous consent that the Subcommittee on Airland Forces be authorized to meet on Tuesday, March 5, 1997, at 10 a.m. in open session, to receive testimony on the Defense authorization request for fiscal year 1998 and the future years Defense program.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SUBCOMMITTEE ON AVIATION

Mr. ROTH. Mr. President, I ask unanimous consent that the Aviation Subcommittee of the Senate Committee on Commerce, Science, and Transportation be authorized to meet on March 5, 1997, at 10 a.m. on the Gore Commission/Aviation Safety.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SUBCOMMITTEE ON PERSONNEL

Mr. ROTH. Mr. President, I ask unanimous consent that the Subcommittee